

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV668674975US, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: August 22, 2006 Signature: Andrea Silverman
(Andrea Silverman)

Docket No.: GFI/103
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Strauss and Pachlinger

Application No.: 10/541,901

Filed: July 11, 2005

For: STEROID RECEPTOR MODULATION OF
GENE EXPRESSION

Confirmation No.: 8330

Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

**COMMUNICATION IN RESPONSE TO NOTIFICATION OF
MISSING REQUIREMENTS UNDER 35 U.S.C. § 371**

MS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A Notification of Missing Requirements Under 35 U.S.C. § 371 in the United States Designated/Elected Office (DO/EO/US) was mailed July 5, 2006. A copy of the Notice is attached as Exhibit A. The Notice sets a deadline of two months for filing a response. Therefore, a response is due September 5, 2006. Accordingly, this Communication is being timely filed.

The Notice states that an oath or declaration is missing. However, on June 16, 2006, Applicants filed an executed Combined Declaration and Power of Attorney, accompanied by the requisite fee of \$130.00 for the filing of a late filing of the late Declaration. Attached as Exhibit B are copies of the executed Combined Declaration and Power of Attorney, transmittal letter and fee transmittal filed on June 16, 2006. Attached as Exhibit C is a copy of the stamped postcard from the U.S. Patent and Trademark Office indicating that the documents filed on June 16, 2006 were safely received. Applicants respectfully request that the papers filed on

June 16, 2006 be made of record in this application. Applicants respectfully submit that no further response to the attached Notification is required.

Applicants believe that no fee is due with this response. However, the Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-1075, under Order No. GFI/103 (001634.0006). A duplicate copy of this paper is enclosed.

Dated: August 22, 2006

Respectfully submitted,

By 
Barbara A. Ruskin

Registration No.: 39,350

Gloria Fuentes

Registration No.: 47,580

FISH & NEAVE IP GROUP, ROPES & GRAY LLP

1251 Avenue of the Americas

New York, New York 10020-1104

(212) 596-9000

(212) 596-9090 (Fax)

Attorneys For Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/541,901	FIRST NAMED APPLICANT Joseph Strauss	ATTY. DOCKET NO. GFI/103 US
---	---	--------------------------------

1473
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
1251 AVENUE OF THE AMERICAS FL C3
NEW YORK, NY 10020-1105

RECEIVED

JUL 10 2006

ROPES & GRAY LLP
REFERRED TO
NOTES BY

INTERNATIONAL APPLICATION NO. PCT/US03/41357	
IA. FILING DATE 12/23/2003	PRIORITY DATE 12/23/2002

CONFIRMATION NO. 8330

371 FORMALITIES LETTER

OC000000019481903

Date Mailed: 07/05/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/11/2005
- Copy of the International Search Report filed on 07/11/2005
- Preliminary Amendments filed on 07/11/2005
- Biochemical Sequence Diskette filed on 07/11/2005
- U.S. Basic National Fees filed on 07/11/2005
- Priority Documents filed on 07/11/2005

File No. GFI/103
Action Done Elected Dec. Done
Due Date Sept 5, 2006
By X 908

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37-CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/541,901	PCT/US03/41357	GFI/103 US

FORM PCT/DO/EO/905 (371 Formalities Notice)

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Article No. 616096263761US, in an envelope addressed to: MS PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Date: June 16, 2006

Signature: Andrea Silverman
(Andrea Silverman)Docket No.: GFI/103
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Strauss and Pachlinger

Application No.: 10/541,901

Confirmation No.: Not Yet Assigned

Filed: July 11, 2005

Art Unit: Not Yet Assigned

For: STEROID RECEPTOR MODULATION OF GENE
EXPRESSION

Examiner: Not Yet Assigned

TRANSMITTAL LETTERMS PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully submit herewith an Executed Combined Declaration and Power of Attorney.

The Commissioner is hereby authorized to charge the surcharge for late filing of the executed Declaration (\$130.00) to Deposit Account No. 06-1075 under Order No. GFI/103. In addition, the Commissioner is authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-1075, under Order No. GFI/103. A duplicate copy of this paper is enclosed.

Dated: June 16, 2006

Respectfully submitted,

By: Barbara A. RuskinRegistration No.: 39,350
Gloria PuentesRegistration No.: 47,580
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
1251 Avenue of the Americas
New York, New York 10020
(212) 596-9000
(212) 596-9090 (Fax)
Attorneys For ApplicantAdjustment date: 12/26/2006 K WILLIAM
06/21/2006 L LANDGRA 00000034 061075 10541901
01 FC:1617 130.00 CR

12/26/2006 K WILLIAM 00000008 061075 10541901

01 FC:2617 65.00 DA
3230054.1

Best Available Copy

PTO/BB/17 (12-04v2)
Approved for use through 7/31/2005, OMB 0581-0052
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, this form and instructions are required to respond to a collection of information unless it displays a valid OMB control number.

Instructions on 12/30/2004.
Form pursuant to the Consolidated Appropriations Act, 2002 (P.L. 107-103).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

Application Number	10/541,901
Filing Date	July 11, 2005
First Named Inventor	Joseph Strauss
Examiner Name	Not Yet Assigned
Art Unit	Not yet assigned
Attorney/Agent No.	GF1/103

TOTAL AMOUNT OF PAYMENT (\$) **130.00**

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Note ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: **08-1075** Deposit Account Name: **Fish & Neave IP Group, Ropes & Gray LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	300	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissues	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

For Description

Each claim over 20 (including Reissues) Fee (\$)

Each independent claim over 3 (including Reissues) Fee (\$)

Multiple dependent claims Fee (\$)

Total Claims	Excess Claims	Fee (\$)	Fees Paid (\$)
30	10	0	

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(a).

Total Sheets	Excess Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fees Paid (\$)
-100	0	0	0	

4. OTHER FEES

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): **1081 Surcharge-Late oath or declaration** **190.00**

SUBMITTED BY

Signature	Registration No. (Attorney/Agent)	Telephone
Guerra Fuentes	47,580	(212) 696-9000
Date	June 18, 2005	

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airmail No. EYE68630376US, in an envelope addressed to: AFS PCT, Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480, on the date shown below.

Dated: June 18, 2005

Signature: Andrew Silverman (Andrew Silverman)

3231259.1

Received Aug-17-05 11:57am

From-603 643 8194

To-ROPE & GRAY LLP

Page 012

Via: Express Mail Airbill No. EV669636376US	Atty Dkt No.: GFV103
Inventor: Strauss and Pechlinger	
Application No.: 10/541,901	Filing Date: July 11, 2005
Title: STEROID RECEPTOR MODULATION OF GENE EXPRESSION	

Documents Filed:

Transmittal Letter (1 page, in duplicate, total 2 pages)

Executed Combined Declaration and Power of Attorney (4 pages)

Fee Transmittal (in duplicate, total 2 pages), including authorization to charge \$130.00 to deposit account 06-1075

This return receipt postcard

All mailed by Express Mail bearing label no. EV669636376US

IAP7 Rec'd PCT/PTO 16 JUN 2006

Sender's Initials: BAR/GF/as	Date: June 16, 2006
-------------------------------------	----------------------------

3230072.1

Best Available Copy